

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

PATRICIA CONWAY, )  
Plaintiff, )  
v. ) Case No. 4:22-cv-01113-RLW  
MERCY HOSPITAL ST. LOUIS, )  
Defendant. )

## **DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure and Rule 7-4.01 of the Local Rules for the U.S. District Court Eastern District of Missouri, Defendant Mercy Hospital St. Louis (“Mercy” or “Defendant”) moves this Court for summary judgment in its favor on Plaintiff’s Complainant in its entirety. The undisputed, material facts establish that Mercy is a religious corporation and exempt from liability for religious discrimination under Title VII. *See* 42 U.S.C. § 2000e-1(a); *Boydston v. Mercy Hospital Ardmore, Inc.*, No. CIV-18-444-6, 2020 WL 1448112, at \*6 (W.D. Okla. March 25, 2020); *Jenkins v. Mercy Hospital Rogers*, No. 5:19-CV-05221, 2020 WL 1271371, at \*2 (W.D. Ark. March 17, 2020). Due to Mercy’s status as a religious organization exempt from religious discrimination under Title VII, Mercy is entitled to judgment as a matter of law on Plaintiff’s complaints of religious discrimination and retaliation.

In further support of this Motion, Mercy concurrently files a Memorandum in Support and Statement of Uncontroverted Material Facts herewith.

WHEREFORE, Defendant Mercy Hospital St. Louis respectfully requests that the Court grant summary judgment in its favor on Plaintiff's Complaint in its entirety, order Plaintiff to pay

Mercy's costs and fees incurred in the defense of this action, and allow such other and further relief as the Court may deem just and proper.

Respectfully submitted,

OGLETREE, DEAKINS, NASH,  
SMOAK & STEWART, P.C.

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#### CERTIFICATE OF SERVICE

The undersigned certifies that on the 16<sup>th</sup> day of March, 2023, the foregoing was electronically filed with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following:

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